

BEFORE  
THE PUBLIC SERVICE COMMISSION OF  
SOUTH CAROLINA  
DOCKET NO. 2007-445-A - ORDER NO. 2008-619  
SEPTEMBER 10, 2008

IN RE: 2008 Revisions to Public Service	)	ORDER RULING ON
Commission's Practice and Procedure, Water	)	MISCELLANEOUS
and Sewerage, and Transportation	)	REGULATIONS
Regulations	)	
	)	
	)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) for consideration of promulgation of various revisions to the practice and procedure, water and sewerage, and transportation regulations of the Commission. In the April 2008 issue of the State Register, the proposed regulations, a Statement of Need and Reasonableness for the regulations, and a Preliminary Fiscal Impact Statement were published. This Commission also published a Notice of Public Hearing, which stated that the Commission had scheduled a hearing for June 25, 2008 at 10:30 AM to take place in the Commission’s Hearing Room.

A hearing was held on June 25, 2008 at 10:30 AM in the Commission’s Hearing Room with the Honorable G. O’Neal Hamilton, Chairman, presiding. All jurisdictional documents were submitted into the record as a Hearing Exhibit, which was admitted into evidence. Jocelyn Boyd, Deputy Clerk, outlined the proposed regulations. Other presenters proposed modifications to the proposed regulation, both orally at the hearing and through written comments.

The following changes to the proposed regulations were proffered:

With regard to R. 103-133(7):

1. Omit R. 103-133(7) (C) (2) as it presently exists in the proposed regulation.
2. Add a new R. 103-133(7) (C) (2), which would require that a patient be consulted, if feasible, to determine whether to utilize stretcher van services.

With regard to R. 103-514 and 103-714:

1. Add language to both regulations on DHEC violations and DHEC orders to indicate that the filer of a DHEC violation will indicate whether a stated DHEC order is under appeal.
2. Add language to both regulations that would require a filer to inform the Commission of the resolution of any appeal.

With regard to R. 103-859:

1. Omit the word “Staff” which appears before the word “commission” in the first line of both proposed Sections A and B.
2. Add language in both sections to indicate that a customer may request a single Commissioner order, and that such an order may be issued on a Commissioner’s initiative.
3. Omit the words “the commission staff” from line 5 of both sections A and B.
4. Add language that would require reports of prospective or actual disconnection to be published on the Commission’s website.

After due consideration, we hold that these proposed changes to the originally proposed regulations as stated above are reasonable, with the exception of the proposed

changes to R. 103-133(7) at this time, since the Commission will be giving further consideration to this regulation as discussed below. Further, based on the record as a whole, with the exception of proposed R. 103-133(7) at this time, the Commission finds that the requisite need and reasonableness have been met, and that the other regulations should be promulgated, as modified by the above-noted changes.

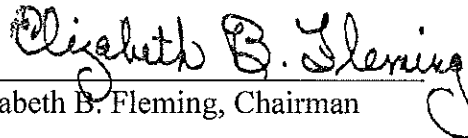
However, with regard to proposed R. 103-133(7), we believe that further consideration should be given to it. Accordingly, we will retain this proposed regulation at the Commission for the present time. The written comment period is hereby reopened on this regulation, and the public shall have until October 31, 2008 to file written comments on the proposed regulation. The Commission Staff is hereby instructed to have the necessary notice published in the State Register.

IT IS THEREFORE ORDERED THAT:

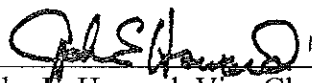
1. The proposed regulations as modified, with the exception of R. 103-133(7), are hereby promulgated, and shall be submitted to the General Assembly for review pursuant to State law.
2. R. 103-133(7) shall be retained at the Commission for the present time. The public comment period is hereby reopened on this proposed regulation, and members of the public may have until October 31, 2008 to file written comments.
3. The Commission Staff shall have the proper notice published accordingly in the State Register.

4. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

  
Elizabeth B. Fleming, Chairman

ATTEST:

  
John E. Howard, Vice Chairman  
(SEAL)